

MINUTES
REGULAR MEETING

Of the City Council of the Town of Colma
City Hall, 1198 El Camino Real
Colma, CA 94014

Wednesday, February 9, 2005
7:30 p.m.

PLEDGE OF ALLEGIANCE - CALL TO ORDER

ROLL CALL – Vice Mayor Helen Fisicaro called the Regular Meeting of the City Council for the Town of Colma to order at 7:30 pm.

Council Present – Vice Mayor Helen Fisicaro and Council Members Joseph Silva, Frossanna Vallergera and Claro “Larry” R. Formalejo.

Council Arriving Late - Mayor Philip J. Lum, Jr.,

Staff Present: – City Manager Diane McGrath, Chief of Police Robert Lotti, City Attorney Roger Peters, City Engineer Rick Mao, City Planner, Malcolm Carpenter, Recreation Manager Brian Dossey, and Recording Clerk Anita Landis Thorsnes.

Also Present – City Treasurer, Rae Gonzalez, and Deputy City Planner Andrea Ouse.

PUBLIC COMMENTS

Public Comments on Non-Agenda Items made by:
Franco Carson, 579 D Street.
Joseph Javier, 567 D Street.

Closed to public.

PROCLAMATIONS AND INTRODUCTIONS

1. Proclamation Honoring Georgia Bianchi on the Occasion of her 80th Birthday, January 17th
2. Proclamation Honoring Ida Rosaia on the Occasion of her 90th Birthday, February 12th

Mayor Lum arrived at 7:45 pm.

CONSENT CALENDAR

3. Motion to Accept Minutes of January 12, 2005 Regular City Council Meeting
4. Motion to Approve Warrants List for January 1-31, 2005
5. Motion to Accept Independent Auditor's Report on Town's Financial Statement (dated June 30, 2004), Measure A Funds and Report on Internal Control Structure and Compliance Matters (dated June 30, 2004).
6. Motion to Authorize Bid Process for Junipero Serra Boulevard Construction Phase II
7. Motion to Accept Terms of Office of Traffic Safety Police Motorcycle Grant
8. Motion to Adopt Resolution 2005-09 AMENDING THE GUIDELINES FOR RECREATION AND LEISURE SERVICES PROGRAMS, EVENTS AND ACTIVITIES
9. Motion to Adopt Resolution 2005-10 EXTENDING THE CABLE FRANCHISE HELD BY COMCAST OF CALIFORNIA IX, INC. TO JULY 31, 2006

Council Member Vallerga abstained from voting on the Consent Calendar, because she was not in attendance at the last meeting and could not, therefore, approve the Minutes.

Action: On motion of Helen Fisicaro to approve, seconded by Joseph Silva, and carried, the COUNCIL APPROVED THE CONSENT CALENDAR by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga			✓		
Claro Formalejo	✓				
Voting Tally	4	0			

PUBLIC HEARINGS

10. Consider: Intention to Sell Parcel of Property Located at Corner of Junipero Serra Boulevard and Serramonte Boulevard (APN 008-373-130)
City Engineer Rick Mao gave the report and recommendation to the Council.

Open to public comments.

No comments.

Closed to public.

Action:

On motion of Helen Fisicaro to approve, seconded by Joseph Silva, and carried, the Council adopted Resolution 2005-11 RESOLUTION OF INTENTION TO SELL PARCEL OF PROPERTY LOCATED AT CORNER OF JUNIPERO SERRA BOULEVARD AND SERRAMONTE BOULEVARD (APN 008-373-130); and authorized staff to negotiate a land swap with the property owner of the parcel land, by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

OLD BUSINESS

11. Study: Holiday Party for Adults

Report: Recreation Services Manager Brian Dossey gave the report.

Open to public comments.

Dave Hatfield, 475 D Street.

Rae Gonzalez, 551 D Street.

Pat Hatfield, 475 D Street.

Closed to public.

On motion made, seconded and unanimously adopted, the Council directed staff to secure the South San Francisco Convention Center for the Adult 2005 Holiday Party; prepare an amendment to the Administrative Code 2.01.150.a., omitting paragraphs ii; vii; viii; ix and x; and to continue charging \$10. Adult and \$5. Seniors/Disabled participation fees for the Adult Holiday Party.

Council Members Vallergera and Fisicaro agreed to sit on a committee with Recreation Services staff to discuss menu options, etc.

Action: No action taken.

12. Consider: Rental Policies for the Colma Senior Housing Complex

Report: City Attorney Roger Peters gave the report and recommended that the Council adopt a resolution establishing rental policies for the Colma Senior Housing Complex.

Open to public comments.
Dorothy Hillman, 511 B Street.

Closed to public

On motion made, seconded and unanimously adopted, the Council adopted Resolution 2005-12 RESOLUTION ESTABLISHING RENTAL POLICIES FOR THE COLMA SENIOR HOUSING COMPLEX by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

Larry Formalejo moved, and Joseph Silva seconded, adoption of a plan to rent the two currently vacant units by selecting applicants on a first come, first served basis in the order in which their names appear on the waiting list, *if they were 62 years of age at the time that they applied*. The motion failed by a vote of 2-2-1 (Formalejo and Silva voted in favor, Vallergera and Fisicaro opposed, Lum abstained).

On motion by Philip Lum to approve, seconded by Joseph Silva, and carried, by a vote of 3-2 (Lum, Silva and Formalejo in the majority), the Council ordered the following plan for renting the two currently vacant units: by selecting applicants on a first come, first served basis in the order in which their names appear on the waiting list, if they are *currently* 62 years of age.

The applicants need not be residents and need not have been eligible at the time of the request, but must be eligible at the time of consideration of the application.

NEW BUSINESS

13. Consider: Amending the Grounds for Denial, Revocation or Suspension of Registration Permits for Gambling Establishment Employees and Providing for Appeals from Those Decisions

Report: Chief of Police Bob Lotti gave the report and recommended that the Council introduce an ordinance amending Subchapter Nine of the Colma Municipal Code.

Open to public comments.

No comments.

Closed to public.

Action: On motion of Frossanna Vallergera to approve, seconded by Helen Fisicaro, and carried, the Council Introduced Ordinance 626 AMENDING GROUNDS FOR DENIAL, REVOCATION OR SUSPENSION OF REGISTRATION PERMITS FOR GAMBLING ESTABLISHMENT EMPLOYEES AND PROVIDING FOR APPEALS FROM THOSE DECISIONS by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

On motion of Frossanna Vallergera to approve, seconded by Helen Fisicaro, and carried, the Council approved reading the Ordinance by Title only by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

The title was read by Philip Lum.

14. Study: Comcast Cable Franchise Renewal Process, Needs Assessment & User Survey

Report: City Manager Diane McGrath introduced Consultant, Mr. Sam Behrend, of The Buske Group, who delivered a presentation and answered questions.

Open to public comments.
Dave Hatfield, 475 D Street.

Closed to public.

Action: On motion of Frossanna Vallergera to approve, seconded by Helen Fisicaro, and carried, the Council directed staff to proceed with the negotiations and conduct a needs assessment and user survey for the upcoming franchise renewal by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

15. Consider: Accepting Mid-Year Budget Report and Amending Budget for Fiscal-Year 2004-2005

Report: City Manager Diane McGrath gave the report and recommended that the Council review and accept the mid-year report for the FY 2004-05 Budget.

On motion of Helen Fisicaro to approve, seconded by Joseph Silva, and carried, the Council Accepted FY 2004-05 Mid-Year Report by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

On motion of Joseph Silva, to approve, seconded by Helen Fisicaro, and carried, the Council approved Resolution 2005-13 RESOLUTION ACCEPTING MID-YEAR BUDGET REPORT AND AMENDING BUDGET FOR FISCAL YEAR 2004-2005 by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Claro Formalejo	✓				
Voting Tally	5	0			

16. Consider: 2005 Summer Camp Program

Report: Recreation Services Manager Brian Dossey gave the report and recommended that the Council direct staff to develop and implement a Full Day Camp Program for the summer of 2005.

Action: No action taken. Discussion item only.

COUNCIL CALENDARING

Wednesday March 9, 2005 7:30 p.m.

* Regular Council Meeting

Friday March 11, 2005 8:30 a.m. – 3:00 p.m.

* Workshop - Community Center - 1520 Hillside Boulevard.

REPORTS:

Fire JPA: City Manager Diane McGrath reported that the next transition plan meeting would be held at 7:30 p.m. Tuesday February 15th.

City Council: Vice Mayor Helen Fisicaro and Council Member Larry Formalejo attended the State of the Cities meeting.

ADJOURNMENT

Council adjourned the Regular meeting at 10:25 p.m., in memory of Susan Caldwell and daughter Nina Garrison.

Respectfully Submitted,

Anita Landis Thorsnes

Anita Landis Thorsnes

Deputy City Clerk

Approved by Council March 9, 2005